



Entered on Docket  
March 18, 2010

A handwritten signature in black ink, appearing to read "Hon. Mike K. Nakagawa".

Hon. Mike K. Nakagawa  
United States Bankruptcy Judge

7 **WILDE & ASSOCIATES**

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21 U.S. Bank National Association, as Trustee, on behalf of the holders of the Home Equity Asset Trust  
22 2005-4 Home Equity Pass Through Certificates, Series 2005-4  
23 09-77331

24 **UNITED STATES BANKRUPTCY COURT**  
25 **DISTRICT OF NEVADA**

26 In Re:

27 Agustin Tovar and Sherri L. Fabre'

28 **Debtors**

BK-09-29744-MKN

Date: 2/24/2010  
Time: 1:30 pm

Chapter 13

29 **ORDER VACATING AUTOMATIC STAY**

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the  
2 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to  
3 Secured Creditor U.S. Bank National Association, as Trustee, on behalf of the holders of the Home  
4 Equity Asset Trust 2005-4 Home Equity Pass Through Certificates, Series 2005-4, its assignees and/or  
5 successors in interest, of the subject property, generally described as 320 Searchlight Drive, Las Vegas,  
6 NV 89110, and legally described as follows:  
7

8 PARCEL I:

9 LOT THIRTEEN (13) OF MAGNOLIA ESTATES, AS SHOWN BY MAP THEREOF ON  
10 FILE IN BOOK 73 OF PLATS, PAGE 62, IN THE OFFICE OF THE COUNTY RECORDER  
11 OF CLARK COUNTY, NEVADA.

12 PARCEL II:

13 TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR VEHICULAR AND  
14 PREDESTRIAN INGRESS AND EGRESS OVER THOSE PORTIONS OF THE ABOVE  
15 REFERENCED MAP LYING WITH "PRIVATE DRIVE"

16 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give  
17 Debtors at least five business days' notice of the time, place and date of sale.

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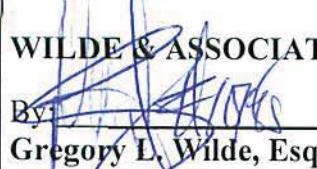
26 //

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby  
2 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of  
3 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured  
4 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.

5 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

6 Submitted by:

7 **WILDE & ASSOCIATES**

8 By: 

9 **Gregory L. Wilde, Esq.**  
10 Attorney for Secured Creditor  
11 212 South Jones Boulevard  
12 Las Vegas, Nevada 89107

13 APPROVED / DISAPPROVED

14 By: \_\_\_\_\_  
15 Lawrence D. Rouse  
16 523 South Eighth Street  
17 Las Vegas, NV 89101  
18 Attorney for Debtor(s)

19 Nevada Bar No: \_\_\_\_\_

20 APPROVED / DISAPPROVED

21 By: \_\_\_\_\_  
22 Kathleen A. Leavitt  
23 201 Las Vegas Blvd. So., #200  
24 Las Vegas, NV 89101  
25 Chapter 13 Trustee

1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2  The court waived the requirements of LR 9021.

3  No parties appeared or filed written objections, and there is no trustee appointed in the case.

4  No parties appeared or filed written objections, and the trustee is the movant.

5  This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a  
6 copy of this proposed order to all counsel who appeared at the hearing, and any trustee  
7 appointed in this case, any unrepresented parties who appeared at the hearing, and each has  
8 approved or disapproved the order, or failed to respond, as indicated below:

9 Debtor's counsel:

10  approved the form of this order  disapproved the form of this order

11  waived the right to review the order and/or  failed to respond to the document

12  appeared at the hearing, waived the right to review the order

13  matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15  approved the form of this order  disapproved the form of this order

16  waived the right to review the order and/or  failed to respond to the document

17  appeared at the hearing, waived the right to review the order

18  matter unopposed, did not appear at the hearing, waived the right to review the order

19 This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all  
20 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented  
21 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to  
22 respond, as indicated below.

23 Debtor's counsel:

24  approved the form of this order  disapproved the form of this order

25  waived the right to review the order and/or  failed to respond to the document

26  appeared at the hearing, waived the right to review the order

27  matter unopposed, did not appear at the hearing, waived the right to review the order

28 Trustee:

29  approved the form of this order  disapproved the form of this order

30  waived the right to review the order and/or  failed to respond to the document

31 I certify that I have served a copy of this order with the motion, and no parties appeared or filed  
32 written objection.

33 Submitted by:

34 /s/ Gregory L. Wilde, Esq.

35 Gregory L. Wilde, Esq.

36 Attorney for Secured Creditor